

**PROPOSED CONSTITUTIONAL AMENDMENTS**

**PROPOSED CONSTITUTIONAL AMENDMENTS—COUNTIES  
OF 5,000 OR LESS—PRIVATE ROAD WORK**

**H. J. R. No. 121**

**Proposing a constitutional amendment relating to the authority of a county to  
perform private road work.**

*Be it resolved by the Legislature of the State of Texas:*

Section 1. That Article III of the Texas Constitution be amended by adding Section 52f to read as follows:

Sec. 52f. A county with a population of 5,000 or less, according to the most recent federal census, may construct and maintain private roads if it imposes a reasonable charge for the work. The Legislature by general law may limit this authority. Revenue received from private road work may be used only for the construction, including right-of-way acquisition, or maintenance of public roads.

Sec. 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held on November 4, 1980. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment authorizing counties with a population of 5,000 or less to perform private road work."

Passed by the House on May 7, 1979: Yeas 106, Nays 14, 13 present, not voting; passed by the Senate on May 26, 1979: Yeas 28, Nays 2.

Filed without signature.

Filed with Secretary of State, May 28, 1979.